

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

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STEVE MILLER, :

Plaintiff, :

-against- :

Civil Action
No. 81 4275-Fl.

KEVIN M. FLYNN, FLYNN ASSOCIATES
MANAGEMENT CORPORATION, MICHAEL
FLYNN, JOSEPH FLANNIGAN, LEV
FEDYNIAK, PAT OSLER, JOHN G. CLARK,
JR., M.D., BOSTON DEVELOPMENT
INSTITUTE, EDWARD WALTERS, JACK
CHANCELLOR, PAULETTE COOPER and
BRUCE HOENIG, :

Defendants. :

-----X

Deposition of JOSEPH M. FLANAGAN,
taken by the Plaintiff, pursuant to notice,
at 42 West 44th Street, New York, New York
10036, on Thursday, April 22, 1982, at
10:00 o'clock in the forenoon, before
William Davis, a Certified Shorthand
Reporter and a Notary Public within and for
the State of New York.

29

NEWROCK REPORTING SERVICE
WILLIAM NEWROCK, CSR
36 West 44th Street
New York, N.Y. 10036
(212) 840-1891

1 think of the people that you actually brought up there.

3 A Yes.

4 Q Maybe make a list of them and then try
5 and figure out the order in which you brought them
6 up there.

7 A Yes. I'm trying to make a mental list here.

8 Q Or you are free to just make your own
9 list. I am not interested in your notes.

10 A It strikes me that I brought a lot of people
11 there but I am having a hard time remembering.

12 Q Well, let's go through the ones you do
13 remember.

14 A Yes.

15 Eddie Tarraba was one.

16 Donald Baer.

17 Marjorie Cole.

18 And there was a girl named Pearl Rosofsky.

19 Q Could you spell that last name, first
20 and last name?

21 A It's simple, I think. I think it's
22 R-o-s-o-f-s-k-y.

23 Q What is the first name?

24 A Pearl.

25 Q The mystery has been solved. We have had

1
2 a number of pronunciations of that name over the past
3 couple of weeks.

4 All right.

5 Who else can you remember?

6 A I am trying to think. Nobody is coming to mind
7 right no-. There had to be more though.

8 Q Well, is there something that you can use
9 to refresh your memory as to who else you escorted up
10 there?

11 A No, other than trying to put it down on the list.
12 Whom did I escort there? Maybe that's it.
13 Jimmy Holcraft was there.

14 Q Well, if you think of more during the
15 course of the deposition you can add to the list.

16 A Yes.

17 Q Why don't you keep that list for your own
18 use.

19 A Yes. There is no problem there. It may come
20 up with someone I was there, and I will be sure to
21 add that.

22 Q Let's talk about the times you met with
23 Kevin Flynn in which you were not escorting someone
24 to his office.

25 A Okay.

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Continued deposition of JOSEPH
M. FLANAGAN, taken by the Plaintiff pursuant
to adjournment, at 42 West 44th Street, New
York, New York, on Friday, April 23, 1982,
at 10:20 o'clock in the forenoon, before
William Davis, a Certified Shorthand Reporter
and a Notary Public within and for the State
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1
2 Did you escort Pearl Rosofsky to the
3 office?

4 A Yes.

5 Q All right. Pearl Rosofsky.
6 That comes to seven. Any others you can
7 think of?

8 And Tarraba? Did you escort him to the
9 office?

10 A Yes.

11 Wasn't that already included in the list?

12 Q I had forgotten.

13 A Okay.

14 Q That makes eight.

15 And that's as many as you can remember
16 at this time; correct?

17 A Correct.

18 Q All right.

19 I would like to go through this list and
20 have you indicate to me who else -- whether you met with
21 Michael Flynn at the time and who else was present with
22 you besides yourself and the individual whom you have
23 named. You just go right down the list.

24 First, Pat Rosenkjar. Did you meet with
25 Michael Flynn?

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NEWROCK REPORTING SERVICE

WILLIAM NEWROCK, CSR

35 West 44th Street

New York, N.Y. 10036

(212) 840-1881

going back and forth between yourself and Kevin Flynn?

A I don't, I don't recall anything, no.

Q Is it a fair statement to say that with the exception of these meetings, most of your contact with Kevin Flynn is done via the telephone?

A That would be fair.

Q And since you first became acquainted with Kevin Flynn, can you estimate the amount of telephone contact you have had with him?

Is it on a weekly basis, a monthly basis?
What is your best estimate?

A Maybe about 30 times.

Calling Boston is expensive, so I try to keep th
to a minimum.

Q Did Kevin Flynn pay you directly for your services in the Steve Miller deprogramming?

A He paid -- reviewing the records there, when he has paid me he has always paid me by check, so, yes, he would have paid me directly.

Q What I am asking is whether you received your payment from Kevin as opposed to from some other person.

A Oh, no, it would have been from Kevin.

Q Have you ever received payment for

deprogramming services directly from the family or was it always through Kevin?

A You know, from families and from Kevin.

MR. LEVINE: Well, wait. I think your question is a little unclear.

First of all, the question itself assumes that every deprogramming he has ever done he has done with Kevin.

You are talking about those situations where he is involved with Kevin in a deprogramming situation, does he always receive payment from Kevin.

MR. RANDOLPH: Of course

Q If Kevin isn't involved in a situation I assume you don't receive payment from him.

A Correct.

I was a little confused about that myself.

Could I add something else?

Q Yes.

A There was one situation where I was not paid directly by Kevin, Tarraba. The boy's name was Eddie Tarraba.

Q That was a situation in which Kevin Flynn was involved, but nonetheless you were not paid by

1

2

Kevin Flynn; is that correct?

3

A That's correct.

4

Q Is that the only one that falls in that

5

category that you can recall?

6

A That would be the only one.

7

Q Generally if Kevin isn't involved, then

8

he has no place in the chain of passage of money,

9

correct?

10

A Correct.

11

Q And if he is involved, then he is

12

generally the one who disburses the money; is that

13

correct?

14

A That's correct.

15

Q And can you estimate the number of times

16

you have been paid by Kevin Flynn for deprogramming

17

associated activities?

18

MR. LEVINE: Let me confer with him for a

19

moment.

20

(Consultation between the witness

21

and Mr. Levine.)

22

Q Have you had an opportunity to confer

23

with your counsel?

24

A Oh, yes.

25

Q All right.

1 I know that I have written up some either quick
2 statements or taken time to write out statements. If
3 I can track it down I can get copies for you.

4 Q I was going to ask for copies.

5 A Yes. The overwhelming number of them, I would
6 just type it up and that was that.

7 Q And would you make a copy?

8 A If I could get to a library to photostat or
9 something like that.

10 Q And you will look at your records to
11 see if you have any of those?

12 A Yes.

13 Q In the Miller case did you present
14 written statements of your expenses to Kevin Flynn?

15 A I am not sure. I think Kevin, Kevin was
16 handling the money on that and he covered most of
17 the expenses, but I think I did have expenses
18 above and beyond and I may have written up a
19 statement. In something like that it strikes me
20 that I would have kept a copy since we were sort of
21 dealing with a third party.

22 Q Do you have any recollection of having
23 done so?

24 A No, but I could certainly check that out for you.